

Application No. 09/826,463

Amendment RCE Submission Filed Under 37 CFR 1.114

REMARKS/ARGUMENTS

By this Amendment, claim 2 has been added. Claim 1 is pending.

Applicant has added claim 2 in order to include the cloning of a functional GcMAF. Thus, the cloning of the Gc protein is not only claimed by submission of the wild type Gc protein gene to a baculovirus cloning protocol, as in claim 1, but also by cloning a functional GcMAF wherein the Gc1 isoform is subjected to sequencing subsequent to the baculovirus cloning. Although the method of claim 1 is useful, it may often yield mutant proteins due to miscopy mechanisms which have a danger of causing immunogenic anaphylactic shock in humans. Because claim 2 includes the step of sequencing the cloned Gc1 isoform, it is possible to confirm that it is a wild type Gc1 isoform and not a mutant. No new matter is added as the specification discloses both the amino acid sequence and cDNA sequence of the Gc protein (Figs. 3 and 4, respectively). Thus, one of ordinary skill in the art would be able to confirm the cloned wild type Gc1 isoform sequence according to the method of claim 2 by utilizing standard sequencing technology.

For at least the reasons set forth above, it is respectfully submitted that the above-identified application is in condition for allowance. Favorable reconsideration and prompt allowance of the claims are respectfully requested.

Should the Examiner believe that anything further is desirable in order to place the application in even better condition for allowance, the Examiner is invited to contact Applicants' undersigned attorney at the telephone number listed below.

Respectfully submitted,

CAESAR, RIVISE, BERNSTEIN,
COHEN & POKOTILOV, LTD.October 20, 2004

Please charge or credit our
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